

PUBLIC WORKS DEPARTMENT
BUILDINGS AND ROADS BRANCH
JIND CIRCLE

The 24th January, 1979

No. 159.—Whereas it appears to the Governor of Haryana that land is likely to be required to be taken by the Government, at the public expenses, for a public purpose namely, constructing a road from village Naguran to Raichandwala road, it is hereby notified that the land in the locality described below is likely to be acquire for the above purpose.

This notification is made under the provisions of section IV of the Land Acquisition, Act, 1894, to all whom it may concern.

In exercise of the powers conferred by the aforesaid section, the Governor of Haryana is pleased to authorise the officers, for the time being engaged in the undertaking with their servants and workmen to enter upon and survey any land in the locality and do all other acts required or permitted by that section.

Any person interested who has any objection to acquisition of any land in the locality may within thirty days of the publication of this notification file an objection in writing before the Land Acquisition Collector, Haryana Public Works Department, Buildings and Roads Branch, Ambala Cantt.

SPECIFICATION

Name of District	Name of Tehsil	Name of Village	Area in Acres	Remarks
Jind	Jind	Naguran	3.46	122
				13, 14/3, 14/4, 14/23, 14/24/2, 15, 16,
				122
				17, 14/24/1
				123
				18, 19, 20/120/2, 22, 23/1, 23/2, 24/1,
				123
				24/2, 25/1, 25/2
				139
				20, 21, 22/1 22/2 23
				140
				11/1 11/2 12, 13, 16, 17/1 17/2/1
				140
				17/2/2, 18, 19, 25
				141
				1/1, 1/2, 3, 6, 7/1, 7/2 8, 9, 15, 2
				142
				4, 5/1 5/2

Name of District	Name of Tehsil	Name of Village	Area in acres	Remarks
Jind	Jind	Naguran	3.46	<div>176</div> <div>2, 3, 4/1, 4/2, 5/1, 5/2, 6</div> <div>177</div> <div>1, 8, 9, 10, 12, 13, 14/1, 14/2/2, 15,</div> <div>177</div> <div>16, 17/1</div> <div>178</div> <div>19/1, 19/2, 20, 21, 22, 23, 24</div> <div>183</div> <div>20, 21, 22/1, 22/2, 23, 24</div> <div>184</div> <div>1, 8, 10, 12, 13, 14, 16/1, 16/2, 17,</div> <div>184</div> <div>25/1</div> <div>185</div> <div>3, 4/1, 4/2, 5, 6,</div> <div>227</div> <div>1, 2, 3/1, 3/2, 4, 9, 10, 12, 13,</div> <div>227</div> <div>18, 19, 300, 315, 316, 327, 328, 513,</div> <div>227</div> <div>513, 516, 534, 1273, 1274, 1276,</div> <div>227</div> <div>1290, 1291, 1294, 1296, 1299, Rasta,</div> <div>227,</div> <div>1304, 1305, 1307, 1313, 1412</div>
Jind	Jind	Dhiluwala	3.11	<div>16</div> <div>17, 24/1, 24/2, 25</div> <div>27</div> <div>1, 10/1, 10/2, 11, 12, 18, 19, 28, 24/1</div> <div>28</div> <div>4, 5/1, 5/2, 6</div> <div>31</div> <div>4/1, 4/2, 5, 6/1, 6/2</div>

Name of District	Name of Tehsil	Name of Village	Area in acres	Remarks
Jind	Jind	Dhiluwala	3.11	<p>32</p> <p>10, 11/1, 11/2, 12, 19/1, 19/2, 20, 22, 23</p> <p>35</p> <p>23, 24, 25/1, 25/2</p> <p>38</p> <p>1, 2, 3, 9, 10/1, 10/2, 26, 27, 28</p> <p>39</p> <p>6, 7, 14, 15, 17, 23</p> <p>40</p> <p>11, 20/1, 20/2, 23, 26</p> <p>41</p> <p>3, 4, 6, 7, 14, 15/1, 15/2, 16</p> <p>49</p> <p>7/1, 7/2, 7/3, 7/4, 7/5, 7/6, 7/7, 7/8,</p> <p>49</p> <p>7/9, 7/10, 7/11, 7/12, 16, 24, 25/1, 25/2</p> <p>50</p> <p>11/1, 11/2, 20/1, 20/2</p> <p>57</p> <p>4, 5, 7, 8, 13/1, 13/2, 18, 19, 21/1, 22</p> <p>64</p> <p>6</p> <p>65</p> <p>1/1, 1/2, 10/1, 10/2, 11, 60, 76, 73, 78,</p> <p>65</p> <p>82, 84, 85, 86, 88, 89, 90, 92, 132, 133,</p> <p>65</p> <p>134, 136, 137, 139 to 147, 145/1, 148 to</p> <p>65</p> <p>168, 187, 188, 197, 196, 208, 209, 217,</p> <p>65</p> <p>270, 523</p>

Name of District	Name of Tehsil	Name of Village	Area in acres	Remarks
Jind	Jind	Mandi Khurd	0.55	28 18/5, 22, 23/1, 23/2 32 5, 6/1, 6/2, 7, 12, 13/1, 13/2, 14, 19, 20, 21 33 1/1, 1/2, 2, 3/1, 3/2, 10, 89 main 33 rasta, 109 Phirni
Do	Do	Raichandwala	0.86	3 6, 15/1, 15/2 4 11/1, 11/2, 20/1, 20/2, 21/1, 21/2 12 1, 2, 9/1, 10, 12/1, 12/2, 18, 19, 22, 23 20 3/1, 3/2, 7, 8/1, 8/2, 13, 14, 17/1/1, 20 17/1/2, 17/2, 24/1, 24/2 28 4, 5, 26, 66, 78, 84, 85, 270, 271, 28 273, 274, 282
Grand Total			7.98	

(Sd.) . . .

Superintending Engineer,
Jind Circle, P.W.D., B. & R. Branch, Jind

IRRIGATION AND POWER DEPARTMENT

The 31st January, 1979

No. 1052/96-L Whereas the land described in the Haryana Government notification No. 1/96-L dated 1st January, 1979, issued under section 6 of the Land Acquisition Act, 1894, has been declared to be needed at the exprese of the Haryana Government (Irrigation Department) for a public purpose, namely, for the construction of Nangla Disty. from Kilometre 0 to Kilometres 5.750 tail off taking at Kilometres 14.700 Left of Dawana Disty. in villages Buroli, Khalata, Mayan, Balwari and Nangla Mayan of tehsil Rewari, district Mahendragarh.

Now, therefore, in exercise of the powers conferred by section 7 of the land Acquisition Act, 1894, the Governor of Haryana hereby directs the land Acquisition Collector Irrigation, Rohtak to

ake order for the acquisition of the land described in the specifications appended to the declaration published with the aforesaid notification.

SPECIFICATIONS

District	Tehsil	Village	Hadbast	Area in acres/ Hactares	Directions
Mahendragarh	Rewari	Buroli	76	5.760/2.331	A strip of land measuring 5.750 kilometre in length and varying in widths comprising of full/Part Kila numbers as given in the notification under section 6. Generally laying in the direction from north to south and west to east as shown on the plan and demarcated at site.
Mahendragarh	Rewari	Khalata	17	1.989/0.805	
Mahendragarh	Rewari	Mayan	31	12.692/5.136	
Mahendragarh	Rewari	Balwari	33	0.489/0.198	
Mahendragarh	Rewari	Nangla-Mayan	32	1.527/0.618	
			Total	22.457/9.088	

By order of Governor of Haryana,

G. L. RAMPAL,
Superintending Engineer,
JLN Canal Circle No. I,
Rohtak.

AWARD

LABOUR DEPARTMENT

No. 11(112) 3 Lab-79/485. — In pursuance of the provision of section 17 of the Industrial Dispute Act, 1947 (Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Industrial Tribunal, Faridabad, in respect of the dispute between the workmen and the management of M/s. Lakshmi Precision Screws Ltd. Rohtak.

BEFORE SHRI NATHU RAM SHARMA,
PRESIDING OFFICER, INDUSTRIAL
TRIBUNAL, HARYANA, FARIDABAD.

Reference No. 41 of 1977

between

THE WORKMEN AND THE MANAGEMENT OF M/S LAKSHMI PRECISION
SCREWS, LIMITED, ROHTAK.

Present:—Shri Balwan Singh, for the
workmen.

Shri K. S. Bhatnagar, for the
management.

By order No. ID/FD/19763, dated 19th May, 1977, the Governor of Haryana referred the following dispute between the management of M/s. Lakshmi Precision Screws, Limited, Rohtak and its workmen, to this Tribunal, for adjudication, in exercise of the powers conferred by clause (d) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947:—

Whether the workmen are entitled to the grant of bonus for the year 1975-76? If so at what rate and with what details?

On receipt of the order of reference, notices were issued to the parties. The parties appeared and filed their pleadings. On the pleadings of the parties, the following issues were framed on 14th September, 1977:—

1. Whether a substantial number of workmen has espoused the demand (OPW).
2. Whether the workmen are entitled to the grant of bonus for

the year 1975-76? If so, at what rate and with what details? (OPW).

3. Whether the management has been paying bonus to some of the workmen? If so, with what effect?

Then the case was fixed for the evidence of the workmen. The workmen examined Shri Kishan Lal Sehgal as WW-1, Shri Gulab Singh as WW-2. The workmen also tendered in evidence Sarvshri Rattan and Dharambir for cross-examination. The workmen also produced Shri Balwan Singh, General Secretary of the union who produced a copy of resolution passed at a meeting of the union on 12th September, 1976 Ex. W-1. He also produced minutes book for inspection of the court which was inspected and returned and closed the case for the workmen on issue number 1. Issue No. 1 was found by me in favour of the workmen,—vide my order dated 21st November, 1977. Thereafter, the case was fixed for the evidence of the workmen who applied for production of documents by the management. The management produced their documents. Then the workmen also examined Shri Ganga Dutt Sharma as WW-1 and Shri Sudhir Kumar as WW-3, Shri Abhai Sharma as WW-4, Shri Inderjit Singh as WW-5 and Shri Balwan Singh, General Secretary of the union as WW-6 and closed their case. Then the case was fixed for the evidence of the management. The management examined one Shri T. C. Jindal, Secretary of the management as MW-1 and Shri R. K. Jain, their Accountant as MW-2 and closed their case. Then the case was fixed for arguments. Arguments have been heard. I, now decide issues No. 2 and 3 as follows:—

WW-1 stated that he received bonus two times by cheque and once in cash @ 8%. He denied a suggestion that he was working in Nav Bharat management but he admitted that he received bonus as per the settlement. The settlement

relates to two or three factories named and styled as Nav Bharat, United Engineering. He further stated that the settlement was in writing. He could not say whether that settlement was between the workmen of Nav Bharat and the management of Nav Bharat. WW-2 also stated that he received bonus for the year 1976-77 @ 10% and was paid at two times. In cross-examination, he admitted that he worked for eight years in Nav Bharat factory and he worked also in United Engineering and was now under this management for the last five years. He denied a suggestion that he did not receive bonus. Similarly, WW-3, stated about the receipt of bonus for the year 1975-76 and for the year 1976-77. In cross-examination he admitted that there is a phone for the purpose of all these three factories named Nav Bharat, United Engineering and Lakshmi Precision and the bills are received in the name of Nav Bharat. WW-1 stated that he did not receive bonus for the year 1975-76 but received bonus for the year 1976-77. In cross-examination, he stated that he did not know whether any workmen received bonus for the year 1976-77. He stated that the management of all three factories named above is one and the same. WW-5 also stated that he did not receive bonus for the year 1975-76 but received for the year 1976-77. He also stated that he did not know if any workmen received bonus for the year 1975-76. Shri Balwan Singh WW-6 stated that his written statement be treated as his examination in chief which was exhibited as WW-2. He filed Ex. W-2 on oath. In cross-examination he stated that a settlement was arrived at between the workmen of Nav Bharat Industry for payment of bonus for the year 1975-76. He further admitted that there was no clause in the said settlement that the workmen of Lakshmi Precision shall be getting the same amount of bonus which was granted to the workmen of M/s. Nav Bharat Industry under that settlement. He also stated that he did not know whether M/s. know whether M/s. Lakshmi Precision Nav Bharat Industry and United Engineers are separate companies or but the management of all the three factories

which are situated within the same boundary, are one and the same. He volunteered that all these three factories have implemented the settlement but it was not implemented by M/s. Lakshmi Precision Screws Limited. He admitted that Lakshmi Precision has paid bonus for the same year to some workmen at the same rate. He denied a suggestion that no bonus was paid to the workmen of M/s. Lakshmi Precision Screws and only incentive was paid. MW-1 stated that the factory stated manufacturing goods and selling them since 1st May, 1971 and was registered under the Sales Tax Act. He also produced its original. He had also brought the original but produced a photostat copy of its registration. The Balance Sheet of the year 1975-76 is audited by the Chartered Accountant. He had brought the details of the depreciation allocable under the Income Tax Act and produced it as Ex. M-4. There was no set on during the last three years preceding the year 1975-76. He had also brought the chart of allocable surplus Ex. M-5, which was calculated as per the bonus Act and is certified by the Chartered Accountant. He further stated that the management did not pay bonus for the year 1975-76 to any of their workmen, as there was no allocable surplus. In cross-examination, he stated that he was Manager of M/s. United Engineers also. He denied that one Shri Jagdish Jain, Secretary of the Company was paid bonus for the year 1969-70. He stated that he did not know whether any letter regarding bonus was issued to Shri Jagdish Jain or not. MW-2 had brought the accounts of the management. He stated that the Balance Sheet, profits and loss accounts of M/s. Lakshmi Precision, Nav Bharat Industry and United Engineers are prepared separately firm and company-wise. M/s. Lakshmi Precision is a limited company whereas two others are partnership firms. I have gone through all the evidence oral as well as documentary. Ex. M-1 is certificate of registration. Ex. M-2 is a copy of S.T. 4, regarding sales tax. Ex. M-3 is auditor's report together with statement on the matters specified in para 4 and 5 of the manufacturing and other companies

(Auditor's report) order 1975, together with profits and loss accounts for the year ending 31st March, 1976. There is no allocable surplus in profits and loss accounts. Moreover, the factory also started manufacturing from the year 1971. I cannot attach any importance to the oral statements of the workmen that they received bonus, rather WW-4 & WW-5 have stated that they did not receive bonus for the year 1975-76 and they did not know any workmen who received bonus for this year. Moreover, had bonus been declared for the year 1975-76, all the workmen should have been received it. It was not at all declared, nor paid. Ex. M-4 is details of depreciations. Ex. M-5 is computation of bonus. From the documentary evidence of the management, I find that the workmen are not entitled to the bonus for the year 1975-76. If the management paid incentive to some of the workmen as per their incentive scheme, the workmen thereby do not become entitled to the grant of bonus for the year 1975-76. I, therefore, decide issues No.2 and 3 against the workmen. While answering the reference I give my award that the workmen are not entitled to bonus for the year 1975-76. No details are necessary.

The 28th December, 1978.

NATHU RAM SHARMA,

Presiding Officer,
Industrial Tribunal,
Haryana, Faridabad.

Endst. No. 14, dated the 9th January, 1979.

Forwarded (four copies) to the Secretary to Government, Haryana, Labour and Employment Departments, Chandigarh as required under section 15 of the Industrial Disputes Act.

NATHU RAM SHARMA,

Presiding Officer,
Industrial Tribunal,
Haryana, Faridabad.